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PTO/SB/96 (12-05)  
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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

**STATEMENT UNDER 37 CFR 3.73(b)**

Applicant/Patent Owner: Agere Systems Inc.

Application No./Patent No./Control No.: 09/288,014 Filed/Issue Date: April 8, 1999

Entitled: True DTMF Dialer

Agere Systems Inc., a Corporation  
(Name of Assignee) (Type of Assignee: corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or
2. ☐ an assignee of less than the entire right, title and interest  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %)

in the patent application/patent identified above by virtue of either:

A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or a true copy of the original assignment is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: Inventor(s) To: Lucent Technologies Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel 9899, Frame 0659, or for which a copy thereof is attached.
2. From: Lucent Technologies Inc. To: Agere Systems Guardian Corp.  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.
3. From: Agere Systems Guardian To: Agere Systems Inc.  
The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☒ Additional documents in the chain of title are listed on a supplemental sheet.

**As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.**

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

William H. Bollman  
Signature

March 14, 2006  
Date

William H. Bollman

202-261-1000

Printed or Typed Name

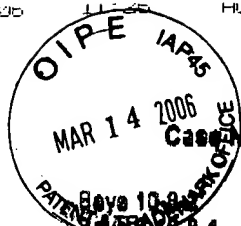
Telephone Number

Attorney of Record  
Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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# APPENDIX B (continued)

## Transferred Patents

Case Name	Filing Date	Issue Date	Patent No.	Serial No.
Boys 10-8-1-2-3-4	1/6/2000			09/478714
Boys 7-10-1-2-7-8-2-8	8/27/1998		09/141511	
Boys 8-3-1-8-1	7/22/1998		09/120128	
Boys 8-4-2-10	2/28/1999			08/257854
Bohej 1	10/5/1999			08/412491
Bohej 2	4/8/1999			08/268014
Bohej 4-85-81-17	10/2/1998			08/168158
Bohej 5	5/28/1999			08/321763
Bohej 7	10/28/1999			08/428488
Boik 2-22-5-15-1-15-8-15	7/28/1999			09/380689
Boik 3	11/1/1999			09/432725
Boik 4	4/1/1999			09/283382
Boik 5	4/1/1999			09/283393
Boik 6-7	4/1/1999			09/283394
Boik 7-24-8-14-2-18-10-18	4/1/1999			09/283395
Bell 1-10	3/15/1999			60/124478
Bencivenga 2	2/4/1999			09/244995
Beneasy 2-1-8-13	4/13/1998	5/18/2000	6085145	
Beneasy 4-3-8-15	1/9/1999			09/228772
Beneasy 5	11/2/1999			09/431847
Beneasy 8-9	8/14/1999			09/395834
Beneasy 7-17-1	12/28/1999			09/473547
Beneasy 9-5	2/4/2000			09/488581
Benevi 1-1-1-2-1	7/21/2000		08/621103	
Benyamin 1-1-1	11/5/1999			08/434881
Berenbaum 10-5-8-8	5/28/1999			09/321901
Berenbaum 5-28-14	3/30/2000			09/538787
Berenbaum 7-2-3-3	9/29/1997		08/839748	
Berenbaum 8-3-4-4	3/30/2000			09/538670
Berenbaum 8-4-5-5	3/30/2000			09/538689
Berger 2-7Re	3/30/2000			09/538755
Berthoud 14-2-4	4/28/1994		08/238742	
Berthoud 15-13-6	3/25/1999			09/276155
Berthoud 16-14-8	8/15/1999			09/333048
Berthoud 2-5-3-1-2	7/8/1999			09/349708
Bessios 1	4/10/1998		08/058190	
Beaz 3-3-23-10	5/11/2000			09/569128
Becker 4-3	4/14/1999			09/291877
Becker 6-5-1-8	5/7/1998	7/18/2000	08/848189	6092186
Bevk 13-4-4-8-5	8/18/1998	4/18/2000	6052789	
Bevk 14	8/10/1998		08/085231	
Bevk 15	7/22/1998		08/120451	
Bevk 18	2/28/1999			09/259028
Bevk 4-11-8	8/29/2000		08/850038	
Bevk 8-1-1	5/22/1999		07/358578	
Bevk 9	3/8/1999		08/512701	
Bhawmik 2-4-1	7/29/1997		08/802044	
Bhawmik 3-12-8-1	2/12/1998		08/022759	
Bhawmik 4	6/15/1998		08/087488	
Bhawmik 6-1-7	10/29/1998			09/182543
Bhawmik 6-13-2	6/23/1999			09/338338
Bhawmik 7-14-3	10/27/1999			09/428242
Bhawmik 1-62-42	9/29/1999			09/408371
Bhawmik 2-8-1-70-88	12/22/1998			09/218849
Bhawmik 3-73-92-4	3/25/1999			09/276034
Bhawmik 4-80-8-95-2	10/14/1999			09/418108
Bhawmik 7-2-118-5-129	3/8/2000			09/519183
Bhawmik 8-12-132-2	10/8/1999			09/413258
Bibler 1	4/14/2000			60/187283
	11/15/1998		08/748719	

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**PATENT ASSIGNMENT**

**by and between**

**LUCENT TECHNOLOGIES INC.**

**and**

**AGERE SYSTEMS GUARDIAN CORP.**

**Dated as of January 30, 2001**

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## PATENT ASSIGNMENT

THIS PATENT ASSIGNMENT (this "Assignment"), effective as of January 30, 2001 (the "Effective Date"), is by and between Lucent Technologies Inc., a Delaware corporation, with offices at 600 Mountain Avenue, Murray Hill, New Jersey 07974, United States of America, ("ASSIGNOR") and Agere Systems Guardian Corp., a Delaware corporation, with offices at 555 Union Boulevard, Allentown, PA 18109, United States of America ("Agere Systems Guardian").

## RECITALS

A. WHEREAS, the Board of Directors of ASSIGNOR has determined that it is in the best interests of ASSIGNOR and its stockholders to separate ASSIGNOR's existing businesses into two independent businesses;

B. WHEREAS, ASSIGNOR presently owns or controls certain patents, patent applications, and invention submissions listed in the attached Appendices A and B (hereinafter "TRANSFERRED PATENTS") and;

C. WHEREAS, in furtherance of the foregoing separation, ASSIGNOR desires to transfer, assign, convey, deliver and vest all of its interests and rights in TRANSFERRED PATENTS for all countries, jurisdictions and political entities of the world, to and in Agere Systems Guardian;

NOW, THEREFORE, in consideration of the premises and for other good and valid consideration, the receipt and sufficiency of which are hereby acknowledged, the parties, intending to be legally bound, agree as follows:

ASSIGNOR, subject to existing rights and licenses of third parties, does hereby assign, convey, transfer and deliver, and agrees to assign, convey, transfer and deliver to Agere Systems Guardian, its successors, assigns and legal representatives or nominees, ASSIGNOR's entire right, title and interest, for all countries, jurisdictions and political entities of the world, along with the right to sue for past infringement, to all TRANSFERRED PATENTS listed on Appendices A and B, and corresponding counterpart foreign patents and patent applications, with respect to which, and to the extent to which, ASSIGNOR now has or hereafter acquires the right to so assign, convey, transfer and deliver. Agere Systems Guardian recognizes that ASSIGNOR holds only bare legal title to the TRANSFERRED PATENTS listed in Appendix A (which lists the United States Patents and patent applications previously exclusively licensed to Lucent Technologies Microelectronics Guardian Corp.).

ASSIGNOR and ASSIGNEE recognize that the patents listed in Appendices A and B may inadvertently include patents that are owned by various subsidiaries of ASSIGNOR, including Agere, Inc., Ortel Corporation, Optimay Corporation, Herrmann Technology, Inc., and Enable Semiconductor, Inc. Ownership of such patents shall not be affected by this Patent

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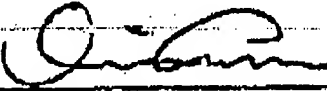
Assignment, and ASSIGNEE agrees that any such patents shall be deemed deleted from Appendices A and B.

ASSIGNOR agrees that, upon request it will, at any time without charge to Agere Systems Guardian, but at Agere Systems Guardian's expense, furnish all necessary documentation relating to or supporting chain of title, sign all papers, take all rightful oaths, and do all acts which may be necessary, desirable or convenient for vesting title to TRANSFERRED PATENTS in Agere Systems Guardian, its successors, assigns and legal representatives or nominees; including but not limited to any acts which may be necessary, desirable or convenient for claiming said rights and for securing and maintaining patents for said inventions in any and all countries and for vesting title thereto in Agere Systems Guardian and its respective successors, assigns and legal representatives or nominees.

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IN WITNESS WHEREOF, the parties have caused this PATENT ASSIGNMENT to be executed by their duly authorized representatives as of the Effective Date.

**LUCENT TECHNOLOGIES INC.**

By:   
Daniel P. McCurdy  
President, Intellectual Property Business

**AGERE SYSTEMS GUARDIAN CORP.**

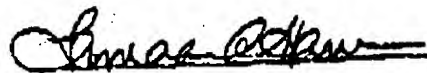
By:   
Fred M. Romano  
President

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ACKNOWLEDGMENTS

STATE OF NEW JERSEY )  
 : ss:  
 COUNTY OF SOMERSET )

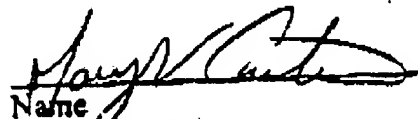
I CERTIFY that on January 30, 2001, Daniel P. McCurdy personally came before me and this person acknowledged under oath, to my satisfaction that:  
 a.) this person signed, sealed and delivered the attached Patent Assignment as President - Intellectual Property Business of Lucent Technologies Inc.; and  
 b.) this Patent Assignment was signed and made by Lucent Technologies Inc. as its voluntary act and deed by virtue of authority from its Board of Directors.



Name TAMORA ANNE HANNA  
 Notary Public Notary Public of New Jersey  
 My Commission Expires Registered in Hunterdon County  
 [Notarial Seal] My Commission Expires March 25, 2002

STATE OF FLORIDA )  
 : ss:  
 COUNTY OF ORANGE )

I CERTIFY that on January 31, 2001, Fred M. Romano personally came before me and this person acknowledged under oath, to my satisfaction that:  
 a.) this person signed, sealed and delivered the attached Patent Assignment as Vice President of Agere Systems Guardian Corp.; and  
 b.) this Patent Assignment was signed and made by Agere Systems Guardian Corp. as its voluntary act and deed by virtue of authority from its Board of Directors.



Name  
 Notary Public  
 My Commission Expires:  
 [Notarial Seal]



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# Delaware

PAGE 1

*The First State*

I, HARRIET SMITH WINDSOR, SECRETARY OF STATE OF THE STATE OF DELAWARE, DO HEREBY CERTIFY THE ATTACHED IS A TRUE AND CORRECT COPY OF THE CERTIFICATE OF OWNERSHIP, WHICH MERGES:

"AGERE SYSTEMS GUARDIAN CORP.", A DELAWARE CORPORATION,  
WITH AND INTO "AGERE SYSTEMS INC." UNDER THE NAME OF "AGERE SYSTEMS INC.", A CORPORATION ORGANIZED AND EXISTING UNDER THE LAWS OF THE STATE OF DELAWARE, AS RECEIVED AND FILED IN THIS OFFICE THE TWENTY-NINTH DAY OF AUGUST, A.D. 2002, AT 9 O'CLOCK A.M.

AND I DO HEREBY FURTHER CERTIFY THAT THE EFFECTIVE DATE OF THE AFORESAID CERTIFICATE OF OWNERSHIP IS THE THIRTY-FIRST DAY OF AUGUST, A.D. 2002.

A FILED COPY OF THIS CERTIFICATE HAS BEEN FORWARDED TO THE NEW CASTLE COUNTY RECORDER OF DEEDS.

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*Harriet Smith Windsor*

Harriet Smith Windsor, Secretary of State

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020545223

AUTHENTICATION: 1959517

DATE: 08-29-02



**CERTIFICATE OF OWNERSHIP AND MERGER**

**OF**

**Agere Systems Guardian Corp.  
(a Delaware corporation)**

**INTO**

**Agere Systems Inc.  
(a Delaware corporation)**

**UNDER SECTION 253 OF THE GENERAL  
CORPORATION LAW OF THE STATE OF DELAWARE**

Agere Systems Inc., a corporation organized and existing under the laws of Delaware ("Corporation"), **DOES HEREBY CERTIFY:**

**FIRST:** The Corporation is the owner of all of the outstanding shares of common stock of Agere Systems Guardian Corp., which is also a business corporation of the State of Delaware.

**SECOND:** On August 22, 2002 the Subsidiary Governance Committee of the Board of Directors of the Corporation adopted the following resolution to merge Agere Systems Guardian Corp. into the Corporation:

**RESOLVED** that Agere Systems Guardian Corp., a Delaware corporation, shall be merged with and into Agere Systems Inc., a Delaware corporation, with Agere Systems Inc. being the surviving corporation, and Agere Systems Inc. shall thereupon assume all of the obligations of Agere Systems Guardian Corp."

**THIRD:** That the merger authorized hereby shall become effective as of 9:00 a.m. Eastern Standard Time on August 31, 2002.

Executed on August 22, 2002

**AGERE SYSTEMS INC.**

By Paul Bento  
Paul Bento, Vice President

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